

**CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8**

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: October 19, 2009

Name: Deanna L. Hasler

Signature: Deanna L. Hasler

**BRINKS  
HOFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Toshiyasu Yabe

Appln. No.: 10/526,114

Filed: November 3, 2005

For: PERMISSION-BASED ELECTRONIC MAIL  
DELIVERY SYSTEM

Examiner: Nilanont, Youpaporn

Art Unit: 2446

Conf. No.: 8518

Attorney Docket No.: 9683/231

**TRANSMITTAL**

MAIL STOP AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

**Attached is/are:**

☒ Response to Final Office Action Mailed August 18, 2009 (16 pgs.); Transmittal (1 pg.).

**Fee calculation:**

☒ No additional fee is required.

☐ Small Entity.

☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 CFR § 1.136(a).

☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 CFR § 1.17(\_\_\_\_\_).

☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	OR	Rate	Add'l Fee
Total	20	Minus	20	0	x \$26=			x \$52=	-0-
Indep.	3	Minus	3	0	x 110=			x \$220=	-0-
First Presentation of Multiple Dep. Claim					+\$195=			+\$390=	-0-
					Total	\$		Total	\$-0-

**Fee payment:**

☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_ for \_\_\_\_\_.

☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Oct 19, 2009  
Date

Sanders N. Hillis  
Sanders N. Hillis (Reg. No. 45,712)